IN THE HIGH COURT OF JUDICATURE AT BILASPUR(CHHATTISGARH)

WRIT PETITION NO. 2159/2003

PETITIONER : Chandulal Verma S/o. Late kaliram Verma, Aged 45 Year, R/o. Vill. & P. Nardaha, Vikaskhand Arang, Distt. Raipur (C.G.)

VERSUS

RESPONDENTS :
1) The State of Chhattisgarh Through the collector Raipur (CG)
2) The Subdivision officer, Raipur (C.G.)
3) Gram Panchyat Nardaha, Vikashkhand Arang, Tah.& Distt Raipur (C.G.)
4) Chief executive officer Arang, Tah. & Distt. Raipur (C.G.)

WRIT PETITION UNDER ARTICLE 226 & 227 OF THE CONSTITUTION OF INDIA FOR GRANT OF WRIT IN NATURE OF MANDAMUS OR CERCIORARI OR ANY WRIT OR DIRECTION OF THE LIKE NATAURE

(19)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P No. 2159/03

मामला क्रमांक कन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

8.8.2003

Petitioner by Shri S. C. Verma, Advocate.

State by Miss Sharmila Singhai, Deputy Govt. Advocate.

Heard.

The petitioner has preferred this petition under Article 226/227 of the Constitution of India challenging the order passed by the Sub Divisional Officer, Raipur dt. 3rd June 2003, under section 40 of the Madhya Pradesh Panchayat Raj Adhiniyam, 1993. After enquiry the petitioner has been removed from the post of Sarpanch.

Learned counsel for the petitioner submits that the petitioner has filed an appeal before the Collector and the said appeal is still pending adjudication. The petitioner has filed the present petition under the apprehension that learned Collector will not decide the appeal expeditiously.

Having heard learned counsel for the petitioner, I am of the opinion that when the appeal has already been filed before the Collector against the impugned order, therefore this writ petition does not lie. However learned Collector is directed to dispose of the appeal as early as possible.

With the above observation this petition is disposed of finally.

Sd/-
L.C. Bhadoo
Judge